

CONSERVATORSHIP CALENDAR NOTES

June 5, 2020

**10:00 a.m., Department 40
Placer County Superior Court**

All current local court COVID-19 information is at <http://www.placer.courts.ca.gov/general-covid-19.shtml>. In particular, please note:

Local Rule 10.28, "Remote Appearances—COVID-19 State of Emergency Temporary Rule," enacted April 6, 2020, requires remote telephone appearances for most court hearings. See Local Rule 10.28 for more details.

Local Rule 10.27, "eDelivery," requires electronic filing of documents by attorneys and represented parties.

These calendar notes are provided pursuant to Local Rule 80.1.4 for the conservatorship calendar set for hearing **June 5, 2020, 10:00 a.m., in Department 40**, Commissioner Michael A. Jacques, presiding. Pursuant to Local Rule 80.1.4, these calendar notes are **not** a tentative ruling on the merits of any matter before the court.

Updated notes may be posted at any time. Notes will generally be updated the court day prior to the hearing. Staff may respond to limited questions concerning calendar notes; however, court staff may not give legal advice to parties or attorneys. Messages may be left for the Office of Legal Research at (916) 408-6119.

1. S-PR-0008639 Perbetsky, Hanny; In re conservatorship of

Appearance is required for hearing on second-amended first account.

As noted for previous hearings, the account shows distributions to conservatee far in excess of the court's previously allowance order, and shows substantial gifting and / or donations of conservatorship property, in derogation of conservator's duty. These issues are not addressed in the second-amended account, although conservator did present some response for prior hearings.

As noted for previous hearings, the court may consider appointment of counsel for conservatee to review the account and make recommendations as to possible surcharge, sanctions, and / or fee reductions as to conservator and / or counsel in light

of conservator's improper estate management and the inadequate original and first-amended accounts.

☎ As described above, to appear for the hearing, use of remote telephone appearance system is generally required. See Local Rule 10.28 or contact the clerk's office for information.

2. S-PR-0009794 Havey, Justin Matthew- In Re the Conservatorship of

Appearance is required for continued hearing on petition for appointment of joint conservators of the person and estate.

Medical capacity declaration omits doctor initials at ¶ 7b, necessary for medical decisional authority.

☎ As described above, to appear for the hearing, use of remote telephone appearance system is generally required. See Local Rule 10.28 or contact the clerk's office for information.

3. S-PR-0009970 Doughty, Harley R. - In Re the Conservatorship of

Appearance is required for hearing on second conservatorship account.

Clarification is needed: account was more than one year out of date when filed and is now more than 15 months out of date, without explanation. It is recommended the court require a revised account for the period ending no earlier than March 30, 2020, be required.

Missing account financial statements, Prob.C. § 2620(c).

Missing receipts and disbursement schedules presented in subject-matter categories, required by C.R.C. 7.575(c) & (d)(2).

Missing sufficient bond report. Petitioner should pray for a revised bond order, if needed.

Response by court-appointed counsel for conservatee is needed.

☎ As described above, to appear for the hearing, use of remote telephone appearance system is generally required. See Local Rule 10.28 or contact the clerk's office for information.

4. S-PR-0009972 Harlan, Ashley Elizabeth - In re the Conservatorship of

Appearance is required for hearing on petition for appointment of limited joint conservators of the person.

☎ As described above, to appear for the hearing, use of remote telephone appearance system is generally required. See Local Rule 10.28 or contact the clerk's office for information.

5. S-PR-0010050 Sahota, Sandeep - In Re the Conservatorship of

Appearance is required for hearing on amended petition for appointment of conservator of the person and conservator of the estate.

Missing citation for amended petition. Original citation is insufficient to advise respondent of the amended petition and the request to appoint Bohamera as conservator of the estate. New citation and service are required, C.R.C. 7.53.

Missing service of notice of hearing with copy of amended petition to Hema Sahota and Heera Sahota.

Clarification is needed: it is unclear how bond was calculated in light of the allegations of the amended petition at ¶ 3e, which significantly differ from the allegations of the original petition at ¶ 3e and the temporary petition at ¶ 5. Detailed bond calculation under Prob.C. § 2320(c) and C.R.C. 7.207 is needed. Note that the amended petition does not request any Prob.C. §§ 2590-2591 property powers.

Missing appearance / report by court-appointed counsel for respondent.

☎ As described above, to appear for the hearing, use of remote telephone appearance system is generally required. See Local Rule 10.28 or contact the clerk's office for information.

6. S-PR-0010064 Abrams, Carolyn Marie - In Re Conservatorship of

Appearance is required for continued hearing on petition for appointment of conservator of the estate.

Missing investigation report.

☎ As described above, to appear for the hearing, use of remote telephone appearance system is generally required. See Local Rule 10.28 or contact the clerk's office for information.

7. S-PR-0010336 Smith, Ruth ; In re the Conservatorship of

Appearance is required for hearing on petition for appointment of temporary conservator of the person and estate.

Missing notice of hearing. Missing 5 court days' personal service of notice of hearing with copy of temporary petition to respondent. Missing 5 court days' service of notice of hearing with copy of temporary petition to Arlene Alessio.

☎ As described above, to appear for the hearing, use of remote telephone appearance system is generally required. See Local Rule 10.28 or contact the clerk's office for information.